WITH TWO MEN HELD IN TOWER, MYSTERY OF MURDER DEEPENS

Belief That the Detectives Had Positive Evidence, Which

They Were Withholding, Dis-

sipated by Admissions

SCOTT AND BLACK REFUSED

TO NAME MAN SUSPECTED

Case Now Goes to the Grand

Jury but No Action Is Ex-

pected for a Week—Search for Evidence Will Continue

Coroner Paul Donehoo and the six jurors who investigated the murder of little Mary Phagan in the National Pencil factory on April 26, concluded Thursday the most thorough and exhaustive probe of a violent death ever conducted in this county and probably in the state.

The jury recommended that Leo M. Frank, superintendent of the factory, college graduate and man of culture and refinement, and Newt Lee, an ignorant negro watchman, both be held for investigation by the grand jury.

But the mystery of Mary Phagan's death has not been solved.

After all of the evidence in the long and tedious probe had been given on oath before coroner's jury, and after two weeks of hard and conscientious work by the city detectives and numerous private detectives, Mary Phagan's death is still an admitted mystery.

NO POSITIVE EVIDENCE.

John Black, a city detective, and Harry Scott, of the Pinkertons, two men, who have been at work on the mystery almost since the minute Newt Lee telephoned police headquarters that he had found the body of a murdered woman in the basement of the factory, stated on the witness stand Thursday

afternoon that they had no positive evidence that would lay the crime on any individual.

"We are working on a chain of circumstances," Scott told the jury. "I have no positive information as to who committed the murder," said Black.

There have been many rumors to the effect that the state is withholding from public much important evidence.

Undoubtedly the state did withhold evidence at the inquest, which would tend to strengthen the chain of circumstances, but the statements under oath of the two detectives that they had no conclusive or positive information, which would make them name the man they suspect, served to show that the element of mystery has not been dissipated.

UP TO GRAND JURY.

Action by the Fulton county grand jury on the cases of Leo M. Frank, superintendent of the National Pencil factory, and Newt Lee, negro night watchman, suspects in the Mary Phagan murder case, is not expected at least for a week.

Following the commitment of the two men by the coroner's jury Thursday afternoon, interest has been centered in the probable action of the grand jury. That body held one of its regular sessions on Friday morning, but no phase of the Phagan case went before it. The state's case is far from complete, it is said, and, there is much work before the officials will be ready to place their evidence before the grand jurors. The grand jury, however, can take up the matter of its own initiative, and since Judge W. D. Ellis especially charged it to investigate the Phagan case, it is said that two weeks will not elapse before the jury returns "no bills" or "true bills" against the men held by the coroner's inquest.

WHO JURORS ARE.

The present grand jury, which will be in office for this term of court, about two months, is comprised of the following citizens:

L. H. Beck, foreman; F. P. H. Akers; R. R. Nash; Charles Heins, H. G. Rubbard, John D. Wing, R. A. Redding, V. H. Kriegshaber, R. F. Sams, A. D. Adair, Sr., S. C. Glass, J. G. Bell, Cephas M. Brown, George A. Gershon, A. L. Gothman, Walker Dunson, W. L. Percy, C. A. Cowles, Sol Benjamin, R. P. Bell, H. M.

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Beutell, W. A. Bosser and Albert Roylston.

Only the filing of writ of habeas corpus for one or both of the prisoners is likely to precipitate immediate action by the grand jury, and there has been no intimation from Attorney Luther Z.

Rosser, counsel for Mr. Frank, that he will seek the liberation of his client through a habeas corpus writ.

Investigation Just Begun Says Detective Lanford

General satisfaction was expressed Friday morning by the detectives working on the Phagan case at the action of the coroner's jury.

Chief of Detectives Lanford, however, declares that the work of his department is just now getting under way.

"We are going to continue right on with the investigation," said the officials, "and try to dig down to the truth of this matter."

"We have a theory as to who committed the crime, but we are ready to change it if we can possibly unearth any evidence which will prove that theory wrong. We are going to make an impartial investigation and we are not going to leave anything undone, which might tend towards the solution of the mystery."

"My men will not be so pushed for time now and they can make systematic and deliberate investigation of every point of importance in the case, and they have much hard work before them. Even if nothing new develops, we have enough work outlined on the case to keep half a dozen men busy for the next week."

Detectives Campbell, Starens, Black, Bullard and Bass Rosser, who have been working on the case, are still detailed to the investigation.